IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.427 OF 2007
IN
REVIEW PETITION NO.1 OF 2004
IN
WRIT PETITION NO.45 OF 2004

Satej Prakashan Dhanavate .. Petitioner

Vs.

The City and Industrial
Development Corporation Ltd.& Anr.. Respondents

Mr.N.V.Walawalkar, Senior Counsel with Mr.Sanjeev P. Kadam, Mr.Prashant Jadhav and Mr.Prabhakar M. Jadhav for the petitioner

Mr.G.S.Hegade for the respondent / CIDCO

Mr.N.P.Pandit, A.G.P. for the respondent / State

CORAM : J.N.PATEL &
A.S.OKA, JJ.

DATED : 28TH SEPTEMBER, 2007
(IN CHAMBER AT 2.45 P.M.)

P.C.:

1. Heard the learned Senior Counsel for the Review Petitioner. The prayer in the Notice of Motion is for modification of the order dated 09.08.2005 passed by this court in the Review Petition filed by the petitioner.

2. By the said order dated 09.08.2005, this court clarified that the allotment of the service industrial plot to the petitioner may be decided on the basis of the representation already made by the petitioner and appropriate decision be taken within a period of 3 months in accordance with the existing policy of CIDCO. By the present Notice of Motion, the petitioner is praying that his earlier representation made in the year 1992-93 should be directed to be decided in accordance with the then existing policy of CIDCO.

3. Considering the order passed in the Writ Petition, the prayer cannot be acceded to.

4. The application earlier made by the petitioner was decided and subsequently, the allotment made in favour of the petitioner has been set aside by the order passed in Writ Petition. No case is made out for issuing any clarification. Notice of Motion is accordingly dismissed.

(J.N. PATEL, J)

(A.S. OKA, J)